

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DEVON MORRIS,	:	CIVIL ACTION
Plaintiff	:	
	:	
v.	:	NO. 08-cv-3842
	:	
TROY LEVI, et al.,	:	
Defendant	:	

ORDER

AND NOW, this 23rd day of November, 2009, upon consideration of defendants' motion to dismiss, or, in the alternative, for summary judgment (Document #38), plaintiff's response, (Document #40), and defendants' reply (Doc. #43), it is hereby **ORDERED** that defendants' motion is **DENIED**.

BY THE COURT:

/s/ LAWRENCE F. STENGEL
LAWRENCE F. STENGEL, J.